HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR
DIVISION BENCH

CORAM : HON'BLE SHRI H.L. DATTU, CJ &
HON'BLE SHRI V.K. SHRIVASTAVA, J.

WRIT PETITION NO. 706 OF 2001

PETITIONER

Ashok Agrawal, S/o Shri S.C. Agrawal, Aged about 42 years, Occupation – Business and Social Worker, C/o Bas Tal Opposite Khoja Jamat Khan, near Old Bus Stand, Raipur.

Versus

RESPONDENTS

1. State of Chhattisgarh, through its Chief Secretary, Mantralaya, Raipur (CG).
2. The Principal Secretary, Department of Urban Administration and Development, State of Chhattisgarh, Raipur.
3. Chhattisgarh Electricity Board, through its Secretary, Old Power House, Raipur.
4. Bharat Sanchar Nigam Limited, through its General Manager, Telecom Circle, Chhattisgarh, Raipur.
5. Bharti Tele Net Limited/ Airtel, Local Office, through its General Manager, Raipur.

Present : Shri Prateek Sharma, counsel for the petitioner.
Shri Prashant Mishra, Addl. Advocate General for State.
Shri R.M. Solapurkar, counsel for respondent No.4.
Shri P.P. Sahu, counsel for respondent No.5.

ORAL ORDER
(Passed on 14th March, 2007)

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The following oral order of the Court was passed by **H.L. Dattu, CJ.**

Petitioner is a public spirited citizen. His primary grievance in this writ petition is that the State Government, Municipal Corporations and Municipalities in the State are not charging any fees from respondents No.3 to 5 while permitting them for laying cable and for using the land belonging to the Municipal Corporations and the Municipalities. After service of notice, the respondents have filed counter affidavits before this Court. In all these affidavits the statement is made on oath by respondents that while permitting respondents No.3 to 5 for laying cables and for digging the land, the State Government, Municipal Corporations and the Municipalities are charging the permission fees and also the compensation amount. It only shows that the State Government has not permitted the respondents No.3 to 5 to use their property without any fees whatsoever. Therefore, we are satisfied with the statements made by the respondents in their counter affidavits. In view of the above, this petition need not be kept on Board. Accordingly, the petition stands disposed of. Ordered accordingly.

Sd/-
V.K. Shrivastava
Judge

Sd/-
Chief Justice